



Docket No. 865.4335
Date: July 9, 2001

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

*14/Notice
of
Appeal
G. Stealy
7-13-01*

In re Application of: TAKEHIKO NAKAI

Application No.: 09/241,851

For: DIFFRACTIVE OPTICAL ELEMENT AND OPTICAL SYSTEM HAVING THE SAME

Filed: February 2, 1999

Group Art Unit: 2872

Commissioner for Patents
Box AF
Washington, D.C. 20231

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TECHNOLOGY CENTER 2800

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated January 9, 2001 of the Primary Examiner finally rejecting claims 1-7 and 9-19.

The item(s) checked below are appropriate.

1. ☒ A Petition for a 3 month extension of time to respond to the final rejection, together with the \$ 890.00 extension fee under 37 C.F.R. §1.17, is being filed concurrently herewith.
2. ☐ A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1.17, was filed on .
3. ☒ Fee \$310.00
☐ Fee \$155.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
☒ Enclosed
☐ Not required (fee paid in prior appeal)
☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

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4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5. ☒ Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicant
Registration No. 44,986

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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